App F IX 4

195 52-53
(C M)

File No R 8-52

Previous References
C M 27-52-7

Serial Nos 11, 12

Later References

P=10
E

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2

Part B for Feb 53

SUBJECT

Municipal Elections under Adult Franchise — Mysore city

WD 014 —GPB—25 000—1 J 19 2

L 20453/G 20-2-53

The Mc concerned Mysore city (P&D)

Sirs -

C 24/4

From

the Municipal Commr, Vizag

No. MC Elec C 1/82 dated 19/1/82

Requests orders of Govt for appointing the Revenue officer of the Municipality as Asst Returning Officer

—

G S G Secretary's orders

" Case this be done? Examine Soon

(Sd) G V R Rao
27/1/82

2) Rule 17 of the Election Rules read with Section 246 of the City Municipalities Act empowers the Commr to authorise any other person to perform some of the functions connected with the elections and not all. For example, the final election Roll has to be published by the Returning officer himself, where ~~the~~ person ~~may be authorised~~ for receiving notice of candidature candidature, ~~and~~ and to forfeit deposit and Nazir of Secretary or another person may be authorised by the Commissioner

5204 pol 2

Elections, Re the Nagaro city municipal Council – Appointment of Asst Returning Officer

---

The exercising of powers and deciding objections should also be done by the Returning Officer alone. Hence it will not be in order for the Govt to appoint the Exe Officer as Asst Returning Officer which would be beyond the Scope of the Rules

It is for the Govt to authorise the Exe Officer or any other person to perform such of the functions as are performable under the Rules by a notification to be issued by them This appears to be the Spirit of the Election Rules also – The Law Secretary may also perhaps be Consulted

3) Seek for orders

Note 28/1/53
SD 28/1/53

4) Pl enclose a copy the Election Rules immediately

SD 30/1

5) A Copy of the Election Rules – post cop

Note 30/1/58
SD 30/1/53

6) Rule 17 of the Election rules states that each candidate shall deliver the notice of candidature personally to the Returning Officer or to such other Person as may be authorised by the Returning Officer by a notification issued in this behalf Therefore the discretion is given to the

Municipal Elections Purpose Duty Officer
Appointment of Asstt Returning Officer

8204 2556

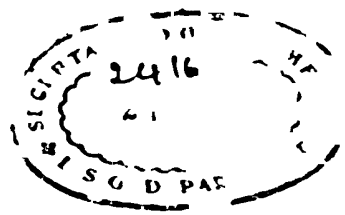
to the Returning Officer

17) Again — Rule 24 above the person authorised by the Returning Officer to do so does not repeat the notice) candidature Therefore there is no provision for Govt to issue orders in this behalf —

18) Asstt Returning Officer cannot be appointed as there are ~~specific~~ clear provisions in this behalf — Law Secretary may be Consulted

11/

Secy
dtd)



19) for fo remarks Very early

11216

Law Secy)

Dy
2/2
-> 9 -

Legis for
Nov 93

Re RTI
Appl
3/12/93

21) The Municipal Councils will be requested ~ that upto ~ copy of Municipal Election Rules relating to city Municipal elections for reference

Legis
3/12/93

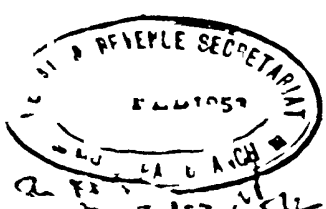
Asst Secy
Mail)

4.2.93

22/12
4/12

2 A Copy of the Election Rules ~ these are printed copies & are available in our Govt records ~ Under Secy dtd 4/12) 6/12

Re 6/12/93 5/12



DRO/RC 084880 [illegible]

Election to the Mysore City Municipal Council - Appointment of Asst Returning Officer

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2556 Law

23) There does not appear to be any provision enabling the Government to appoint an Assistant Returning Officer empowered under the Mysore City Municipalities Act or under the rules framed for the election to the City Municipal Council which the R O can authorise a person to do certain acts as specified therein. The R O can take action under the Rules to authorise a person if it is found necessary

In order to avoid delay

24) Law Secy

[illegible] LAW 1/8/56 RECEIVED

7/8/53 mas 9253

25) Secy's note

26) Of appts, the Commr will be addressed on the lines noted at Paras 6, 7 and 8 which have been agreed to by the Law Secretary in Paras 23 to 25

Secy (Dept)

SECRETARY TO GOVERNMENT 2877 11 LAW DEPARTMENT

SECRETARY 2926 13

yes 13/2

Store Order

Elected to the Mysore City Municipal Council - Appointment of Asst Returning Officer

---

Mysore City is put up for approval

Secretary

To the Hl Comm Mysore (Attested)

L 20463/CR28-52-12 dated 20-2-53

Directs

No Ml Elec C 1/52
Encl Enc one

ELECTION URGENT

City Municipal Council
P B No 1

Mysore, Dated 18-1-53

From

The Municipal Commissioner
City Municipal Council
MYSORE

To

The Secretary to the Government of Mysore
L S G and Planning Departments,
Bangalore

Sir,

Municipal Election under Adult Franchise

I write to state that the Election to the City Municipal Council, Mysore, under Adult Franchise, will take place during the 3rd week of March 1953 and that for this purpose, the City area has been devided into 40 Divisions The total number of voters as per preliminary Electoral Roll is more than 97,000 and it may, perhaps, come to one lakh after the supplimental lists are prepared As the Election for the Council, will be under the ~~and~~ Adult - Franchise - for the first time, it may be stated here that the volume of work connected with the Election, will, in no way, be less than that turned out during the General Election In order to cope up with the heavy work during the General Election, the Revenue Officer of the City Municipality, who is a Gazetted Officer, (Amildar) was appointed as Assistant Returning Officer (vide Election Commissioner's Notification No 62/12-/51 Elec II (4) dated 6-12-52 published in the Extraordinary Gazette dated 8-12-52, copy enclosed for ready reference) to assist the Returning Officer

I would also invite kind reference to Rules 17,21,22,24(1) 25(I) 26 of the Rules for the Election of members to the City Municipal Council, authorising any other person to perform the duties of the Returning Officer

P T O

In the above circumstances, I request you kindly to obtain orders of Government for appointing the Revenue Officer, City Municipal Council, Mysore, as Assistant - Returning Officer and intimate the same early

Yours faithfully,

(F M Abdul Rahim)
Municipal Commissioner

The Mysore Gazette

Published by Authority, (Extraordinary)

Bangalore, Saturday, December ~~8, 1951~~ 8, 1951

PART 1V

Section I C

RULES, ORDERS AND NOTIFICATIONS UNDER CENTRAL ACTS AND ORDINANCES

ELECTION COMMISSION, INDIA

NOTIFICATION

New Delhi 1

December 6, 1951

No 62/12/51 II (4) In exercise of the powers conferred by Sub section (I) of Section 22 of the Representation of the ~~People~~ People Act, 1951 (XL III of 1951), the Election Commission, hereby makes the following amendment in the Commission~~er~~'s Notification No 62/12/51 Elec II (4) dated the 9th November 1951, namely -

" Amendment "

In the table appended to the said Notification for the entries in columns I and 2 relating to Mysore City North and Mysore City South Constituencies, the following shall respectively be substituted -

(I)	(2)
' Mysore City North	Revenue Officer, Mysore City Municipality, Mysore
' Mysore City South	Revenue Officer, Mysore City Municipality, Mysore

P S SUBRAMANIAN

Secretary

Copy

Municipal Commissioner

PSK

ELECTION URGENT

No Ml Elec C 1/52
Encls

GENERAL & REVENUE SECRETARIAT
7 FEB 1953
MUNICIPAL BRANCH

CITY MUNICIPAL COUNCIL
P B No 17
Dated 5th Feb 1953

FROM

The Municipal Commissioner
CITY MUNICIPAL COUNCIL
MYSORE

To

The Secretary to Government of Mysore
L S G and Planning Departments,
Bangalore 1

Sir,

Ref 28-52-11

Municipal Election under Adult Franchise

In inviting kind reference to this office letter No Ml Elec C 1/52 dated 18-1-1953 requesting for reasons explained therein, for obtaining orders of Government for appointing the Revenue Officer City Municipality as Asst Returning Officer, I request you kindly to obtain orders of Government in the matter and intimate the same early

Yours faithfully,

(F M Abdul Rahim)
Municipal Commissioner

snr

5/2/53

The file has been referred to the Legis Branch on 6.2.53 for opinion on article 9 as proposed. The return of the file may be awaited

Yes
SN

We 7/2/53
SN 7/2/53

No. L2045/CMP28-52 12

R2022/53

To

The Municipal Commissioner
Mysore City Municipality
(Through the President)

Subject Municipal election under Adult franchise

Sir

With reference to your letter no MC-Elec C1/52 dated 18.1.53 on the above subject, I am directed to state that there is no provision either under the Mysore City Municipalities Act or the Rules for election to the city municipal Councils authorising Govt to appoint any Returning Officer

Under the Rules for election to the city municipal Councils the Returning Officer may authorise a person to do certain acts as specified in the Rules (Vide Rules 17 and 24) you may, under the Rules, take action to make such authorisation, if found necessary.

Received on 20.2.53 at 4 P.M

Yours faithfully

for 14/2/53

Secy to Govt